

FILED

SEP 12 2005

RICHARD W. WIEKING
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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2 United States Attorney

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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA,) No. CR-05-70114 MAG
15 Plaintiff,) GOVERNMENT'S MOTION TO DISMISS
16 v.) AND (PROPOSED) ORDER
17 FERNANDO CABRERRA GOMEZ,)
18 Defendant.)

19 The United States Attorney's Office for the Northern District of California moves to dismiss
20 the charges against Fernando Cabrerra Gomez in the above entitled complaint now pending
21 before this Court pursuant to Federal Rule of Criminal Procedure 48 (a).

22 DATED: September 12, 2005

23 Respectfully submitted,

24 KEVIN V. RYAN
25 United States Attorney

26 EUMI CHOI
27 Chief, Criminal Division
28 C. DAVID HALL
Assistant United States Attorney

MOTION TO DISMISS

1 (PROPOSED) ORDER
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4 Upon the motion of the United States, the proceedings in the above entitled matter is
5 dismissed as to the defendant Fernando Cabrerra Gomez.
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Dated: 9/12/05

7 HON. JOSEPH C. SPERO
8 United States Magistrate Judge
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MOTION TO DISMISS